



Docket No. 2024730-7034622001
(03-247)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Michael Wallace

Serial No.: 10/669,203

Filed: September 23, 2003

For: ENERGY ACTIVATED VASO-OCCLUSIVE DEVICES

Group Art Unit: 3739

Confirmation No. 2638

Examiner: Aaron F. Roane

RESPONSE TO SPECIES ELECTION REQUIREMENT TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith, in response to the Office Action mailed October 5, 2005, is a Response to Species Election Requirement (7 pages) for the above-identified application.

Respectfully submitted,

BINGHAM MCCUTCHEN LLP

Dated: 11-4-05

By: DT Burse
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CERTIFICATE OF MAILING TRANSMISSION

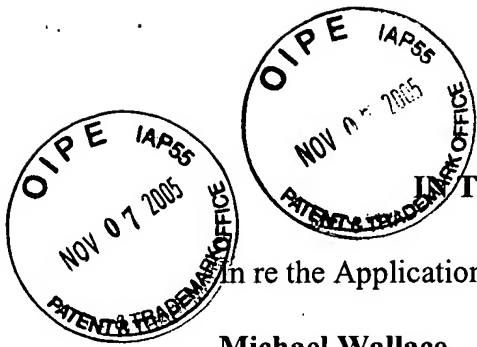
(37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Services on the date shown below with sufficient postage as "First Class Mail" to addressee in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Washington, D.C. 22313-1450.

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the species election requirement set forth in the Office Action mailed October 5, 2005, Applicant hereby elects specie II, characterized by an embedded ferrous material. As pointed out in the Office Action, independent claims 1, 18 and 20 are generic. In addition, applications submit that at least dependent claims 2-3, 6-8, 10-13, 19, 21, and 24-25 read on the elected species. The remaining dependent claims are withdrawn from prosecution for the time being, but remain pending in the application, in accordance with the listing of the claims and their current status identifiers that begins on page 2. Remarks begin on page 7.